

Attorney Docket No. AVERP3302USB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application:

Applicant: Kevin O. Henderson
Serial No.: 10/606,461
Filed: June 26, 2003
For: MACHINE DIRECTION ORIENTED POLYMERIC FILMS AND METHODS OF MAKING THE
SAME
Art Unit: 1772
Conf. No.: 3494
Examiner: Not yet assigned

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. Pursuant to 37 C.F.R. 1.97 and 1.98, and in compliance with 37 C.F.R. 1.56, the Office's attention is directed to the patents, pending applications, publications and other information listed on the attached PTO-1449. A copy of each listed document is enclosed except for: (a) pending applications or (b) those previously cited or submitted to the Office in the following application(s) upon which this application relies for an earlier filing date under 35 U.S.C. 120:

Serial No.: _____
Filing Date: _____

Regarding any document, publication or other information for which a date is not given on the attached PTO-1449, Applicant(s) believe(s) the same may qualify as "prior" art to this application and should be treated accordingly, although Applicant(s) reserve(s) the right to contest the prior art status of any document, publication or information, should issue arise.

2. Regarding each listed document that is not in the English language, an English-language translation accompanies this Statement as indicated on the attached PTO-1449 or a concise explanation of the relevance of the document is set forth in the following document(s):

- (a) ☐ Copy of each English language version of a search report indicating the degree of relevance found by the foreign office of each document being submitted from the search report.
- (b) ☐ Attachment entitled "Concise Explanation of Relevance of Non-English Language Documents".

3. Pursuant to 37 C.F.R. 1.97(b) this Statement is being filed (one must be checked):

- (a) ☐ Within 3 months of the filing date, date of entry into the National Stage, or filing date of CPA or a RCE.
- (b) ☒ Before the mailing date of a first Office Action on the merits. If this Statement is not filed before the mailing date of a first Office Action on the merits, the required certification is given below or, in the absence thereof, the Office is authorized to charge the required fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 18-0988 for consideration of this Statement.

(c) ___ Before the mailing date of a first Office Action on the merits after a first or second submission after final rejection under 37 C.F.R. 1.129(a).

(d) ___ After the period set forth in 37 C.F.R. 1.97(b) but before the mailing date of either a final action or a notice of allowance.

(1) ___ The required certification is given below, or

(2) ___ Enclosed is a check covering the fee set forth in 37 C.F.R. 1.17(p) for consideration of this Statement, or

(3) ___ Charge the fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 18-0988

(e) ___ After the mailing date of either a final action or a notice of allowance, but before payment of the issue fee. Petition hereby is made for consideration of this Statement and the required certification is indicated below.

(1) ___ Enclosed is a check covering the fee set forth in 37 C.F.R. 1.17(p), or

(2) ___ Charge the fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 18-0988.

4. Certification (if applicable)

(a) ___ The undersigned hereby certifies that each item of information contained in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than 3 months prior to the filing of this Statement.

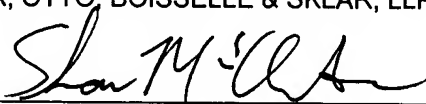
(b) ___ The undersigned hereby certifies that no item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the undersigned's knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. 1.56(c) more than 3 months prior to the filing of this Statement.

5. The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 18-0988.

Respectfully Submitted,

RENNER, OTTO, BOISSELLE & SKLAR, LLP

By


Shawn A. McClintic
Reg. No. 45,856

1621 Euclid Avenue, 19th Floor
Cleveland, Ohio 44115
(216) 621-1113

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence (along with any paper referenced as being attached or enclosed) is being deposited on the below date with the United States Postal Service with sufficient postage in a box addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name: Claudia Bader
Claudia Bader

Date: September 29, 2003
September 29, 2003

Form PTO-1449 (Modified)

Atty Docket No.

Serial No.

AVERP3302USB

10/606,461

Applicant:

Kevin O. Henderson

Filing Date

Group

June 26, 2003

1772

LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Sub-class	Filing Date if Appropriate
	3,207,735	September 21, 1965	Wijga	260	93.7	
	3,207,736	September 21, 1965	Wijga	260	93.7	
	3,207,737	September 21, 1965	Wales	260	93.7	
	3,207,738	September 21, 1965	Wijga	260	93.7	
	3,207,739	September 21, 1965	Wales	260	93.7	
	4,016,118	April 5, 1977	Hamada, et al	260	17.4	
	4,205,021	May 27, 1980	Morita et al.	525	240	
	4,314,039	February 2, 1982	Kawai, et al	525	1	
	4,340,640	July 20, 1982	Weiner	428	349	
	4,371,645	February 1, 1983	Mahaffey, Jr.	524	108	
	4,399,180	August 16, 1983	Briggs et al	428	35	
	4,405,667	September 20, 1983	Christensen et al	428	35	
	4,407,873	October 24, 1983	Christensen et al	428	35	
	4,407,874	October 4, 1983	Gehrke	428	35	
	4,434,264	February 28	Ficker	524	323	
	4,463,113	July 30, 1984	Nakahara, et al	524	117	
	4,508,872	April 2, 1985	McCullough, Jr.	525	88	
	4,514,534	April 30, 1985	DiNardo	524	108	
	4,532,280	July 30, 1985	Kobayashi, et al	524	108	
	4,535,125	August 13, 1985	McCullough, Jr.	525	88	

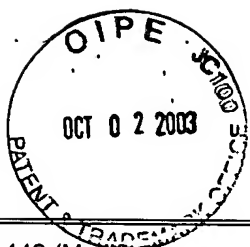
EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Information Disclosure Statement PTO-1449 (Modified)

The identification of any reference is not intended to be, and should not be understood as being, an admission that such publication, in fact, constitutes "prior art" within the meaning of applicable law since, for example, a given reference may have a later effective date than first seems apparent or the reference may have an effective date which can be antedated. The "prior art" status of any reference is a matter to be resolved during prosecution.



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U.S. PATENT DOCUMENTS (Cont.)

Examiner Initial	Document Number	Date	Name	Class	Sub-class	Filing Date if Appropriate
	4,564,559	January 14, 1986	Wagner Jr., et al	428	349	
	4,565,738	January 21, 1986	Purdy	428	349	
	4,581,262	April 8, 1986	Karabedian	428	35	
	4,585,679	April 29, 1986	Karabedain	428	35	
	4,588,775	May 13, 1986	McCullough, Jr.	525	88	
	4,604,324	August 5, 1986	Nahmias et al	428	349	
	4,605,576	August 12, 1986	Jabarin	428	35	
	4,613,547	September 23, 1986	Wagner, Jr. et al	428	349	
	4,621,119	November 4, 1986	Lu	525	240	
	4,626,574	December 2, 1986	Cancio et al	525	240	
	4,634,735	January 6, 1987	Thiersault et al	525	88	
	4,643,945	February 17, 1987	Kiang	428	349	
	4,663,216	May 5, 1987	Toyoda et al	428	212	
	4,692,489	September 8, 1987	Ficker et al	524	243	
	4,695,503	September 22, 1987	Liu et al	428	207	
	4,704,421	November 3, 1987	Teskin	524	287	
	4,713,273	December 15, 1987	Freedman	428	40	
	4,720,427	January 19, 1988	Clauson et al	428	349	
	4,748,206	May 31, 1988	Nogiwa et al	525	88	
	4,752,597	June 21, 1988	Turner	502	104	
	4,778,697	October 18, 1988	Genske et al	428	35	
	4,798,081	January 17, 1989	Hazlitt et al	73	53	

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Examiner Initial	Document Number	Date	Name	Class	Sub-class	Filing Date if Appropriate
	4,808,561	February 28, 1989	Welborn, Jr	502	104	
	4,833,024	May 23, 1989	Mueller	428	349	
	4,865,908	September 12, 1989	Liu et al	428	248	
	4,880,422	November 14, 1989	McBride	604	349	
	4,937,299	June 26, 1990	Ewen et al	526	119	
	4,988,465	January 29, 1991	Stanley et al	428	35	
	5,028,480	July 2, 1991	Dean	428	314.4	
	5,049,605	September 17, 1991	Rekers	524	108	
	5,100,728	March 31, 1992	Plamthottam et al	428	345	
	5,151,309	September 29, 1992	Dollinger	428	40	
	5,186,782	February 16, 1993	Freedman	156	244.11	
	5,206,075	April 27, 1993	Hodgson Jr.	428	216	
	5,272,236	December 21, 1993	Lai et al	526	348.5	
	5,275,886	January 4, 1994	Chu et al	428	421	
	5,278,272	January 11, 1994	Lai et al	526	348.5	
	5,332,542	July 26, 1994	Yamanaka et al	264	509	
	5,342,868	August 30, 1994	Kimura, et al	524	108	
	5,358,792	October 25, 1994	Mehta et al	525	240	
	5,376,417	December 27, 1994	Amano et al	428	40	
	5,380,572	January 10, 1995	Kotani et al	428	40	

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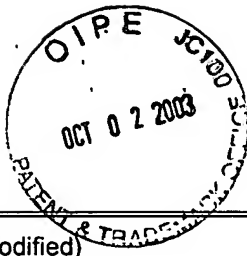
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	5,380,810	January 10, 1995	Lai et al	526	352	
	5,382,631	January 17, 1995	Stehling et al	525	240	
	5,395,471	March 7, 1995	Obijeski et al	156	244.11	
	5,407,732	April 18, 1995	Dokurno	428	213	
	5,414,040	May 9, 1995	McKay et al	524	576	
	5,427,807	June 27, 1995	Chum et al	426	393	
	5,468,535	November 21, 1995	Amano et al	428	40	
	5,474,820	December 12, 1995	Murschal et al	428	35.7	
	5,482,780	January 9, 1996	Wilkie et al	428	515	
	5,491,019	February 13, 1996	Kuo	428	213	
	5,492,757	February 20, 1996	Schuhumann	428	329	
	5,503,923	April 2, 1996	Goto et al	428	324	
	5,516,563	May 14, 1996	Schumann	428	34.2	
	5,525,695	June 11, 1996	Lai et al	526	352	
	5,530,055	June 25, 1996	Needham	524	528	
	5,560,563	October 1, 1996	Janson, Jr. et al	242	348.2	
	5,560,885	October 1, 1996	Murschall et al	264	469	
	5,562,958	October 8, 1996	Walton et al	428	34.9	
	5,582,923	December 10, 1996	Kale et al	428	523	
	5,591,390	January 7, 1997	Walton et al	264	456	

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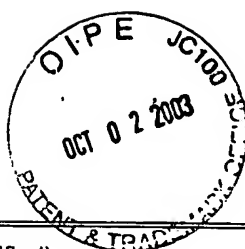
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	5,595,705	January 21, 1997	Walton et al	264	456	
	5,665,800	September 9, 1997	Lai et al	524	115	
	5,674,342	October 7, 1997	Obijeski et al	156	244.11	
	5,677,383	October 14, 1997	Chum et al	525	240	
	5,685,128	November 11, 1997	Chum et al	53	441	
	5,691,043	November 25, 1997	Keller et al	428	212	
	5,709,937	January 20, 1998	Adams et al	428	332	
	5,711,839	January 20, 1998	Dronzek, Jr.	156	277	
	5,712,031	January 27, 1998	Kelch et al	428	355	
	5,756,169	May 26, 1998	Peiffer et al	428	34.9	
	5,759,648	June 2, 1998	Idlas	428	34.9	
	5,773,155	June 30, 1998	Kale et al	428	523	
	5,783,638	July 21, 1998	Lai et al	525	240	
	5,847,053	December 8, 1998	Chum et al	525	240	
	5,852,152	December 22, 1998	Walton et al	526	348.1	
	5,863,665	January 26, 1999	Kale et al	428	523	
	5,874,139	February 23, 1999	Bosiers et al	428	35.2	
	5,885,699	March 23, 1999	Watson et al	428	212	
	5,885,707	March 23, 1999	Kaschel et al	428	349	
	5,897,941	April 27, 1999	Shah	428	213	

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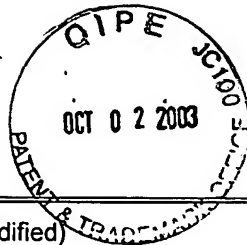
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	5,900,310	May 4, 1999	Murschall et al	428	214	
	5,907,942	June 1, 1999	Eichbauer	53	441	
	5,922,800	July 13, 1999	Crotty et al	524	425	
	5,955,205	September 21, 1999	Ramsey et al	428	516	
	5,962,092	October 5, 1999	Kuo et al	428	34.9	
	5,972,443	October 26, 1999	Breck et al	428	35.2	
	5,972,444	October 26, 1999	Patel et al	428	35.2	
	5,986,028	November 16, 1999	Lai et al	526	126	
	5,998,017	December 7, 1999	Eichbauer	428	343	
	6,017,615	January 25, 2000	Thakker et al	428	213	
	6,020,046	February 1, 2000	Abhau	428	156	
	6,051,305	April 18, 2000	Hsu	428	195.1	
	6,060,567	May 9, 2000	Lai et al	526	126	
	6,083,611	July 4, 2000	Eichbauer et al	428	213	
	6,093,480	July 25, 2000	Eichbauer et al	428	213	
	6,096,014	August 1, 2000	Haffner et al	604	367	
	6,111,023	August 29, 2000	Chum et al	525	240	
	6,111,102	August 29, 2000	Schlegel	544	213	
	6,136,937	October 24, 2000	Lai et al	526	352	
	6,140,442	October 31, 2000	Knight et al	526	348.1	

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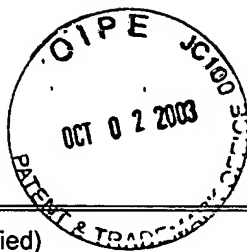
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	6,183,856	February 6, 2001	Amon et al	428	318.4	
	6,194,532	February 27, 2001	Maugans et al	526	348	
	6,231,975	May 15, 2001	Kong et al	428	355	
	6,248,851	June 19, 2001	Maugans et al	526	348	
	6,288,168	September 11, 2001	Shiromoto et al	525	88	
	6,300,419	October 9, 2001	Sehanobish	525	191	
	6,303,233	October 16, 2001	Amon et al	428	516	
	6,306,518	October 23, 2001	Shah et al	428	516	
	6,316,549	November 13, 2001	Chum et al	525	240	
	6,319,975	November 20, 2001	Lee et al	524	423	
	6,322,883	November 27, 2001	Williams	428	308.4	
	6,329,454	December 11, 2001	Krabbenberg	524	252	
	6,333,096	December 25, 2001	Rodgers et al	428	213	
	6,340,532	January 22, 2002	Huang et al	428	523	
	6,344,250	February 5, 2002	Arthurs	428	34.9	
	6,348,555	February 19, 2002	Lai et al	526	336	
	6,362,270	March 26, 2002	Chaudhary et al	524	515	
	6,364,988	April 2, 2002	Lin	156	244.17	
	6,368,545	April 9, 2002	Bailey et al	264	514	
	6,376,058	April 23, 2002	Schut et al	428	220	

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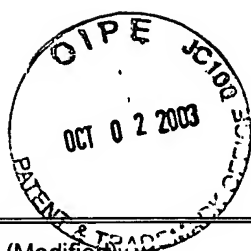
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	6,379,605	April 30, 2002	Lin	264	514	
	6,384,123	May 7, 2002	Young	524	451	
	6,391,425	May 21, 2002	Migliorini et al	428	172	
	6,410,648	June 25, 2002	Saski et al	525	191	
	6,423,420	July 23, 2002	Brant et al	428	516	
	6,436,534	August 20, 2002	Knight et al	428	365	
	6,440,533	August 27, 2002	Ray et al	428	172	
	6,441,094	August 27, 2002	Cecchin et al	525	191	
	6,448,355	September 10, 2002	Knight et al	526	348	
	6,451,426	September 17, 2002	Kong et al	428	355	
	6,455,171	September 24, 2002	Scheibelhoffer	428	517	
	6,461,706	October 8, 2002	Friedman et al	428	40.1	
	6,472,077	October 29, 2002	Cretekos et al	428	447	
	6,486,284	November 26, 2002	Karande et al	526	348.1	
	6,489,019	December 3, 2002	Shah et al	428	325	
	6,495,266	December 17, 2002	Migliorini	428	461	
	6,500,563	December 31, 2002	Datta et al	428	521	
	6,503,619	January 7, 2003	Neal et al	428	343	
	6,503,635	January 7, 2003	Kong et al	428	461	
	6,506,867	January 14, 2003	Lai et al	526	352	

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Form PTO-1449 (Modified) LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	Atty Docket No.	Serial No.
	AVERP3302USB	10/606,461
	Applicant:	
	Kevin O. Henderson	
	Filing Date	Group
	June 26, 2003	1772

U.S. PATENT DOCUMENTS (Cont.)

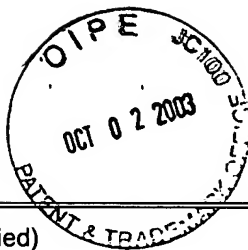
Examiner Initial	Document Number	Date (issue or pub.	Name	Class	Sub-class	Filing Date if Appropriate
	6,515,093	February 14, 2003	Somers	526	348.1	
	6,534,612	March 18, 2003	Lai et al	526	348	
	6,548,611	April 15, 2003	Lai et al	526	126	
	6,566,450	May 20, 2003	Debras et al	525	191	
	6,583,209	June 24, 2003	Mehta et al	524	445	
	6,583,227	June 24, 2003	Mehta et al	525	240	
	20020065384	May 30, 2002	Knight et al	526	348.1	
	20010041776	November 15, 2001	Lai et al	526	126	
	20030072957	April 17, 2003	Lee et al	428	515	
	20030078357	April 24, 2003	Lai et al	526	335	
	20030114579	June 19, 2003	Mori et al	524	515	

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FOREIGN PATENT DOCUMENTS

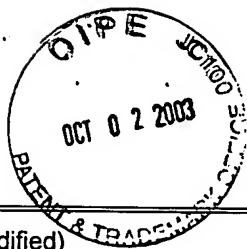
Examiner Initial	Document Number	Pub. Date	Country	Class	Sub-class	Translation	
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	0029368	5/27/1981	EP				
	0122495	10/24/1984	EP				
	0185454	6/25/1986	EP				
	0277289	8/10/1988	EP				
	0377289	7/11/1990	EP				
	0416815	3/13/1991	EP				
	0575465	9/3/1992	EP				
	0608369	1/11/1994	EP				
	0619827	10/19/1994	EP				
	0681592	11/15/1995	EP				
	0696300	2/14/1996	EP				
	0706448	4/17/1996	EP				
	0782589	7/9/1997	EP				
	0783006	7/9/1997	EP				

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FOREIGN PATENT DOCUMENTS (Cont.)

Examiner Initial	Document Number	Pub. Date	Country	Class	Sub-class	Translation	
	0787167	8/6/1997	EP				
	0831994	4/4/1995	EP				
	0899278	3/3/1999	EP				
	0899279	3/3/1999	EP				
	1044995	10/18/2000	EP				
	1116745	7/18/2001	EP				
	60178132 (and English Abstract)	9/12/1985	JP				
	9303093	2/18/1993	WO				
	9313143	7/8/1993	WO				
	9409060	4/28/1994	WO				
	9532242	11/30/1995	WO				

OTHER ART

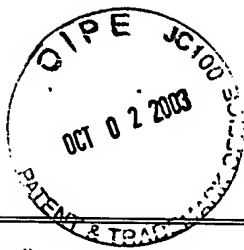
Examiner Initial	Author, Title, Date, Pertinent Pages, etc.
	N.R. Dharmarajan and T.C. Yu, MODIFYING POLYPROPYLENE WITH A METALLOCENE PLASTOMER, <i>Plastics Engineering</i> , pgs. 33-35, August 1996 (3 pages)
	HUNTSMAN, product data sheet for P5M4K-046, May 2002 (1 page)
	EXXONMOBIL Chemical, product data sheet for EXACT 4151, October 15, 1999 (1 page)

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OTHER ART (Cont.)

Examiner Initial	Author, Title, Date, Pertinent Pages, etc.
	Webpage printout from www.polymersdatabase.com for VLDPE printed July 29, 2003, copyright notice 2000, CRC Press, pages 1-4 (4 pages)
	Webpage printout from www.polymersdatabase.com for LDPE printed July 29, 2003, copyright notice 2000, CRC Press, pages 1-9 (9 pages)
	Webpage printout from www.polymersdatabase.com for LLDPE printed July 29, 2003, copyright notice 2000, CRC Press, pages 1-10 (10 pages)
	Webpage printout from www.polymersdatabase.com for MDPE printed July 29, 2003, copyright notice 2000, CRC Press, pages 1-5 (5 pages)
	Webpage printout from www.polymersdatabase.com for POLYETHYLENE, HIGH DENSITY printed July 29, 2003, copyright notice 2000, CRC Press, pages 1-13 (13 pages)
	Webpage printout from www.polymersdatabase.com for ULTRA HIGH MOLECULAR WEIGHT PE printed July 29, 2003, copyright notice 2000, CRC Press, pages 1-6 (6 pages)

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